

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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T-MOBILE NORTHEAST LLC,	:	
	:	Case No. 10 Civ. 04994
Plaintiff,	:	
	:	STIPULATED ORDER OF
- against -	:	VOLUNTARY DISMISSAL
	:	
TOWN OF HUNTINGTON ZONING BOARD	:	
OF APPEALS, and the TOWN OF	:	
HUNTINGTON TOWN CLERK,	:	
	X	
Defendants.		

IT IS HEREBY STIPULATED AND AGREED TO, by and between the undersigned attorneys in the above-captioned action, that all claims in the above-captioned action asserted by plaintiff shall be and hereby are voluntarily dismissed as against defendant Town of Huntington Town Clerk **only**, pursuant to FRCP Rule 41(a)(1), without prejudice and without costs, disbursements or fees of any kind or nature to any party as against another. It is further stipulated and agreed that the time for the remaining defendant Town of Huntington Zoning Board of Appeals to answer the complaint shall be extended to and including December 3, 2010.

(Signature Page Follows)

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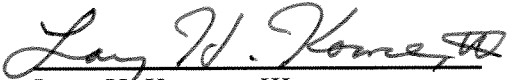
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Dated: New York, New York
November 29, 2010

DAVIS WRIGHT TREMAINE, LLP



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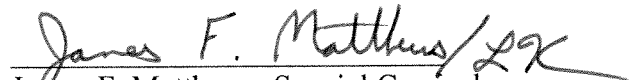
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Board of Appeals*